IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.4823 OF 2003
IN
FIRST APPEAL NO.1726 OF 2003

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Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

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Shri Mehta i/by M/s Bhaishankar Kangad Girdharlal for the Applicant.

CORAM : ABHAY S.OKA, J.
DATED : MARCH 02, 2007.

P.C.:

1. Heard the learned counsel appearing for the Applicant. The fourth Respondent is represented by an Advocate. None appears for the fourth Respondent. All other Respondents except Respondent No.8 are duly served with the notice. The learned counsel for the Applicant seeks permission to delete the Respondent No.8. Permission is granted. Amendment to be carried out within four weeks from today.

2. The suit filed by the Applicant has been partly decreed in terms of prayer clause (a) of the plaint only as against the first Respondent (first

Defendant). My attention has been invited to order dated 16th January, 2003 passed by the trial Court. The learned counsel for the Applicant states that the said order passed in Notice of Motion No.1649 of 2002 was operating till the final disposal of the suit.

3. There is no opposition to this Application. Hence, there will be interim relief against the second to seventh Respondents (second to seventh Defendants) in terms of order dated 16th January, 2003 passed in Notice of Motion No.1649 of 2002. Application is disposed of in above terms. No relief is granted against the first Respondent as decree has been already passed against the first Respondent.

JUDGE